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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Daniel Keith Tomaschko, Daniel James Horn, Xiao Kang

Zhang, Nao Pao Lee

Application No.:

09/781388

Filed:

February 13, 2001

For:

BALLOON CONES AND WAISTS THINNING

METHODOLOGY

Examiner:

Vy Q. Bui

Group Art Unit:

3731

Firm Docket No.:

S63.2Q-7132-US02

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FACSIMILE TRANSMITTAL LETTER

Following please find a(n) 2 Pg Response to Restriction Requirement; and 1 page Facsimile Transmittal Letter.

With respect to fees:

> No additional fee is believed to be required

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Conditional Petition

If any extension of time for the accompanying response is required or if a position for any other matter is required, applicant requests that this be considered a petition therefore.

If any additional fees associated with this communication are required and have not otherwise been paid, please charge the additional fees to Deposit Account No. 22-0350. Please credit overpayment associated with this communication to the Deposit Account No. 22-0350.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

istration No.: 53170

Date: November 22 2005

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PAGE 1/3 * RCVD AT 11/22/2005 4:51:51 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-6/34 * DNIS:2738300 * CSID:952 563 3009 * DURATION (mm-ss):01-02

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Mail Stop <u>AMENDMENT</u> Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

This communication is in response to the Office Action dated November 2, 2005.

If an extension of time is required to make this response timely and no separate petition is enclosed, Applicants hereby petition for an extension of time sufficient to make the response timely. In the event that this response requires the payment of government fees and payment is not enclosed, please charge Deposit Account No. 22-0350.